



TOWN OF SUDBURY
Office of the Town Manager
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May 27, 2009

Via electronic mail

Honorable Anne K. Quinlan
Acting Secretary
Surface Transportation Board
395 E Street, S.W.
Washington, D. C. 20423

225178

RE: Docket No. AB-565 (Sub-No. 1X), New York Central Lines, LLC—Abandonment Exemption—in Middlesex County, MA

Dear Acting Secretary Quinlan:

I am writing on behalf of The Town of Sudbury, Massachusetts (the "Town") to request a 180-day extension of the deadline for negotiations with CSX Transportation, Inc., as successor by merger to New York Central Lines, LLC, ("CSXT"), regarding the Notice of Interim Trail Use in the above-captioned proceeding with respect to the 1.4-mile portion of line that extends north from the Framingham town line at MP QBS 3.40 to the intersection of the former Penn Central Transportation Company line at MP QBS 4.90. Pursuant to the Feb 13, 2009 decision (the "Decision") of the Surface Transportation Board (the "Board"), an agreement for interim trail use/rail banking expiring May 13, 2009 ("Negotiating Deadline").

Although CSXT and the Town have not as yet reached an agreement regarding the NITU, the parties desire to continue negotiations for an NITU. The Town of Sudbury had previously obtained our own appraisal of this section of the line. Presently, CSXT and the Town continue to make significant progress on a mutually acceptable Purchase and Sale Agreement. We anticipate resolution of the remaining items shortly so we can proceed with the purchase.

The Town respectfully requests an extension of the Negotiating Deadline to Nov. 11, 2009 (i.e. 180 calendar days from the Negotiating Deadline). CSXT has acknowledged that it concurs with this request and will file a letter of concurrence once it receives a copy of this letter.

In addition, the Town respectfully requests a waiver of the Board's filing fees in accordance with 49 CFR 1002.2(e)(1).

The Town is e-filing this letter. Thank you for your assistance.

Sincerely yours,


Maureen G. Valente
Town Manager

cc: Parties of Record

FILED

MAY 28 2009

ENTERED
Office of Proceedings
MAY 28 2009

**SURFACE
TRANSPORTATION BOARD**

Part of
Public Record

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FILING FEE WAIVER